



September 19, 2005

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12th Street, SW  
Washington, DC 20554

Re: *Progeny LMS, LLC Petition for Rulemaking to Amend Part 90 of the Commission's Rules Governing Location and Monitoring Service To Provide Greater Flexibility, RM-10403.*

Oral *ExParte* Presentation

Dear Ms. Dortch:

On Friday, September 16, 2005, Nick Frenzel of Progeny LMS, LLC ("Progeny"), and Janice Obuchowski of Freedom Technologies, Inc., met on behalf of Progeny with Fred Campbell, Legal Adviser for Wireless to Chairman Kevin Martin, regarding the above-captioned proceeding. The meeting was held to discuss and clarify issues relating to Progeny's proposal for rule changes that would provide flexibility to Multilateration Location and Monitoring Service ("LMS") rules in the 902-928 megahertz band. The discussion focused on public interest benefits of the rulemaking petition filed by Progeny and on the manner in which the requested changes would mitigate any potential interference between licensed and unlicensed users in the band. Progeny's petition seeks an updated regulatory and technical framework for M-LMS at 902-928 MHz that would facilitate the rollout of valuable services.

In accordance with Section 1.1206(b) of the Commission's Rules, a copy of this letter is being filed for inclusion in the above-referenced docket. Should you have any questions or concerns in connection with this submission, please contact me at (202) 371-9100.

Sincerely,

/s/ Janice Obuchowski

cc: Fred Campbell